

Item	HOUSE					SENATE				
	1990	1991	1992	1993	1990-94	1990	1991	1992	1993	1990-94
ITEMS WITH RESPECT TO WHICH MEMBERS OF THE WAYS AND MEANS AND FINANCE COMMITTEES ARE EXCLUSIVE CONFEREES										
IDENTICAL ITEMS										
1 Repeat financial institution (FSLIC & FOIC) tax benefits (P.L. 101-73) (1).....	568	31	351	310	213	1,473				
2 Require regulated investment companies (mutual funds) to distribute 98% of ordinary income to their shareholders.....	50	5	5	5	5	70				1,473
3 Require basis reduction for nontaxed portion of dividends on self-liquidating ("wasting") stock.....	6	10	11	12	13	52				
4 Modify consolidated return excess loss account recapture rules to prevent shifting of basis to debt.....	54	69	61	52	42	278				
5 Clarify Treasury regulation authority relating to bifurcation of an instrument into debt and equity portions (section 385).....	3	3	3	3	3	15				
6 Require reporting to IRS of acquisitions and recapitalizations.....	3	3	3	3	3	15				
7 Require corporate estimated tax payments on tax liability for certain Subchapter S income.....	25	3	3	3	3	37				
8 Limit net operating loss carrybacks attributable to interest expense in certain circumstances.....	226	406	420	384	343	1,779				
9 Change the sourcing of income of certain corporations in commonly controlled groups.....	20	37	41	45	49	192				
10 Impose income tax withholding on the wages of certain agricultural workers.....	270	68	21	22	23	404				
11 Deny retroactive certification of WIN credit.....	38	28	12	--	--	78				
SUBTOTAL: IDENTICAL ITEMS	1,263	663	931	839	697	4,393				
NON-IDENTICAL ITEMS										
A CORPORATE PROVISIONS										
1 Modify treatment of distributions by certain corporations filing consolidated returns.....	27	69	123	170	224	613				
2 Modify treatment of certain high-yield original issue discount (OID) obligations.....	25	51	94	131	160	461				
3 Limit nonrecognition treatment when securities are received in certain section 351 transactions.....	144	245	244	267	303	1,203				
4 Provisions relating to regulated investment companies (RICs) Adjust basis for mutual fund load charge only if shareholder holds shares for required time period.....	14	28	13	5	3	63				
5 Include dividends in income of RICs on ex dividend date.....	110	20	20	20	20	190				

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5. Reduce built-in gain or loss threshold of sections 382 and 384.....	195	233	277	298	307	1,310	59	163	208	229
6. Require Treasury study of "debt versus equity" and integration issues...	--	--	--	--	--	--				698
7. Limit interest deductions for earnings-stripping payments to related tax-exempt parties.....	28	38	44	47	49	206				
8. Exempt from corporate-level tax certain distributions made by cooperative housing corporations.....	-26	-33	-36	-39	-43	-177				
9. Modify treatment of sale-leaseback entered into by rural electric cooperatives.....	-12	-7	-7	-7	-6	-39				
B. EMPLOYEE BENEFIT PROVISIONS										
1. Repeal section 89 and reinstate prior law.....	-154	-156	-170	-185	-202	-887				
2. Employee Stock Ownership Plans (ESOPs)										
a. Repeal partial exclusion for interest paid on ESOP loans if ESOP owns less than 30% of the employer's stock (section 133).....	1,008	1,258	1,663	2,036	2,369	8,334	1,101	1,400	1,774	2,123
b. Repeal the deduction for dividends paid on employer securities obtained by an ESOP if ESOP owns less than 30% of the employer's stock (section 404(k)).....	307	404	536	657	765	2,669				
c. Impose 3-year holding period on seller to be eligible for tax-free rollover (section 1042).....	3	3	3	3	3	15				
d. Repeal special ESOP contribution limit (section 415(c)(6)).....	15	25	30	35	40	145				
e. Repeal assumption of estate tax liability by ESOP (section 2210).....	3	3	3	3	3	15				
f. Repeal ESOP estate tax deduction (section 2057).....	57	142	21	10	10	240				
9. Repeal special ESOP net operating loss rule (section 382(l)(3)(C)).....	3	3	3	3	3	15				
3. Require exercise of Treasury regulatory authority with respect to full-funding limitation on revenue-neutral basis.....	--	--	--	--	--	--				
4. Permit limited use of excess pension funds to pay current retiree health benefits.....	266	465	176	-3	-3	901				
5. Limit contributions to pension plans for retiree medical benefits (section 401(h) accounts).....	60	126	150	175	200	711	80	126	150	175
6. Modify rules affecting lump-sum distributions by certain pension plans.....	(3)	(3)	(3)	(3)	(3)	(4)				
C. FOREIGN PROVISIONS										
1. Conform tax years of controlled foreign corporations and foreign personal holding companies to the tax years of their U.S. shareholders..	48	71	71	71	36	297	45	67	67	32
2. Improve information reporting by U.S. subsidiaries and branches of foreign corporations.....	60	80	85	90	95	410	55	75	80	85
3. Tax stock gains of certain foreign persons.....	2	5	6	35	50	98				
4. Repeal transition rule for certain high withholding tax interest	168	229	150	81	22	650				
5. Deny expensing for certain R&D not performed in the United States.....	43	81	68	57	47	296				
6. Modify interest allocation rules for foreign tax credit limitation purposes for certain financial services companies.....	-8	-12	-15	-15	-15	-65				
7. Treat certain foreign corporate dividends and deemed income inclusions as unrelated business taxable income.....	3	3	3	3	3	15				
8. Exclude certain overseas allowances received by certain Department of Defense personnel.....	(3)	(3)	(3)	(3)	(3)	(4)				
D. EXCISE TAX PROVISIONS										
1. Aviation excise taxes										
a. Suspend Airport and Airway Trust Fund tax reduction trigger.....	851	565	--	--	--	1,416	851	211	--	--
b. Modify collection period of airline ticket tax.....	112	-54	2	2	2	64				
c. Increase air passenger international departure tax from \$.30 to \$.60 per person (5).....							51	89	94	100

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	1990	1991	1992	1993	1994	1990	1991	1992	1993	1994
2. Impose \$3.00-per-passenger tax on international departures by commercial ships (6).....							5	7	8	8
3. Impose Oil Spill Liability Trust Fund petroleum tax at \$0.03/barrel (cap at \$300 million), without waiting for authorizing legislation.....							43	114	68	--
4. Impose tax on ozone-depleting chemicals subject to the Montreal Protocol (7).....							384	560	753	1,442
5. Telephone excise tax.....										4,310
a. Permanent extension.....										
b. Modify collection period of tax (100% speedup, effective for taxes billed by service producers after June 30, 1990).....										
c. Exemption certificates.....										
d. Collection of gasoline excise tax.....										
e. Impose tax when gasoline is received at terminal.....										
f. Accelerate deposit requirement for gasoline excise tax.....										
7. Eliminate the excise tax imposed on the Inactivated Polio Vaccine, contaminated upon comparable changes to the vaccine compensation program.....							111	4	1	2
8. Modify taxation of bulk cigar imports.....										
(3) (3) (3) (3) (3) (4) (4)										
F. LIKE-KIND EXCHANGES										
1. Restrict like-kind exchange basis-shifting techniques between related parties.....										
2. Limit like-kind exchanges to similar use property.....							100	120	130	140
3. Amend holding period requirements..... (2)							143	222	273	325
3										
G. ACCOUNTING PROVISIONS										
1. Repeal remaining portion of completed contract method of accounting.....							171	390	262	116
2. Modify treatment of costs of acquiring franchises, trademarks, and trade names.....										
3. Adjust regular and alternative minimum tax treatment of installment sales of timeshares and residential lots by C corporations.....							75	135	173	203
-9										
6. EMPLOYMENT TAX PROVISIONS										
Payroll Tax Speedup..... (2)										
II. MISCELLANEOUS PROVISIONS										
1. Limit section 104 exclusion from income to amount received for personal injury.....										
2. Tax pre-contribution gain on certain in-kind partnership distributions.....							4	8	10	12
3. Treat cellular telephones and other similar telecommunications equipment as "listed property".....							9	20	26	31
4. Deny amortization of life estate in related-party joint purchases.....										
5. Require reporting of mortgage points by lender.....										
6. Codify tax exemption for Overseas Private Investment Corporation.....										
7. Permit use of tax return information by Department of Veterans Affairs.....										
8. Require IRS to provide notice of certain amounts withheld.....										
9. Modify treatment of investment-oriented life insurance contracts.....										
10. Increase Joint Committee on Taxation refund review threshold to \$1 million.....							(8)	1	1	1
11. Require Treasury study of IRS private letter ruling process.....										
12. Provide for nonrecognition of capital gains on divestments of property pursuant to Federal ethics requirements.....										
13. Modify rules concerning receipt of bad debt reserves of mutual savings banks and other thrift institutions.....							(3)	(3)	(3)	(3)
(3) (3) (3) (3) (3) (4) (4)										

Item

1990 1991 1992 1993 1994 1990-94

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14. Modify treatment of certain timber activities of individuals under the passive loss rules..... -12 -43 -47 -52 -57 -211
15. Rehabilitation tax credit..... -8 -21 -29 -39 -48 -145

- a. Modify rehabilitation tax credit under passive loss rule..... -2 -
- b. Treat certain relocated buildings as qualifying property..... -2 -

I. TAX-EXEMPT BOND PROVISIONS

1. Allow use of multifamily residential rental bonds for transitional housing..... - - -1 -2 -2 -5
2. Allow issuers of certain qualified mortgage bonds additional time to elect to rebate arbitrage..... 2 2 1 (3) (3) 5
3. Impose restrictions on hedge bonds..... 3 8 14 23 29 77
4. Expand 6-month exception to tax-exempt bond arbitrage rebate rules..... -5 -11 -16 -19 -23 -74
5. Modify placed-in-service date for certain tax-exempt bond-financed property..... (3) (3) (3) (3) (3) (4)

J. MODIFICATIONS TO THE CORPORATE ALTERNATIVE MINIMUM TAX

1. Adjusted current earnings (ACE)..... -388 -590 -575 -538 -560 -2,650
- a. Eliminate book backstop..... -5 -7 -6 -5 -5 -28
- b. Allow DRO from ACE for 80% or more stock ownership..... -15 -24 -20 -17 -14 -90
- c. Allow DRO from ACE for 20%-80% stock ownership..... -2 -3 -3 -3 -3 -14
- d. Exclude certain cooperative foreign sales corporations (FSCs) from ACE..... -3 -3 -3 -3 -3 -15
- e. Other ACE changes..... (2) -5 -5 -5 -5 -20
- f. Eliminate individual R&E preference for all non-corporate entities..... -4 -14 -14 -14 -14 -46
- g. If material participation by owner/partner..... -2 -5 -5 -5 -5 -22
- h. Permit certain corporations with 100% foreign income to use 100% of foreign tax credits for AMT purposes (income earned after date)..... -1 -2 -1 -1 -1 -5
- i. Allow carryover of orphan drug credit for minimum tax purposes..... -24 -61 -92 -119 -296
- j. Allow exclusion preferences as credits..... -

K. EXTENSION OF EXPIRING PROVISIONS

1. Employer-provided education assistance..... Sec. 127 12/31/88 -439 -316 -96 - - -851
2. Targeted jobs tax credit..... Sec. 51 12/31/89 -47 -134 -144 -80 -37 -442
3. Mortgage revenue bonds..... Sec. 143 12/31/89 -11 -55 -117 -145 -143 -471
4. Small-issue manufacturing bonds..... Sec. 144 12/31/89 -7 -39 -80 -78 -76 -280
5. Business energy credit for geothermal property..... Sec. 46 12/31/89 -44 -60 -18 4 3 -115
6. Health insurance for self-employed..... Sec. 162(i) 12/31/89 -244 -411 -151 - - -806
7. Low-income housing credit (with modifications)..... Sec. 42 12/31/89 -80 -335 -685 -1,067 -1,460 -3,627
8. Research and experimentation credit (with modifications)..... Sec. 41 12/31/89 -398 -782 -968 -1,063 -1,194 -4,406
9. Research and experimentation cost allocation rules (64% allocation; effective for taxable years beginning after August 1, 1989)..... Sec. 864(f) * -335 -625 -708 -772 -837 -3,277

L. REVISION OF CIVIL PENALTIES

- Penalty reform..... -51 -82 -58 -25 -216

Item	HOUSE					SENATE				
	1990	1991	1992	1993	1994	1990	1991	1992	1993	1994
M. INDIVIDUAL CAPITAL GAINS										
1 Reduction in capital gains rate										
a Provide a maximum tax rate on long-term capital gains of 28% beginning on January 1, 1992 (9).....	--	--	-36	-121	-177					-334
b Provide a 30% capital gains exclusion for dispositions from September 14, 1989, through December 31, 1991.....	2,871	3,813	2,733	-5,506	-4,788					-877
2 Index the cost basis of certain capital assets acquired after December 31, 1991 (10).....	(3)	(3)	(3)	-96	-212					-308
N. OTHER PROVISIONS (TECHNICALS INVOLVING REVENUE EFFECT)										
1 Marital deduction for property passing to noncitizen spouses.....	-5	-12	-11	-7	-7					-42
2 Coordination of foreign tax credit and tax on lump-sum distributions.....	(3)	(3)	(3)	(3)	(3)					(4)
O. TECHNICAL CORRECTIONS.....										
ITEMS WITH RESPECT TO WHICH MEMBERS OF THE WAYS AND MEANS OR FINANCE COMMITTEES ARE JOINT CONFEREES										
P. CHILD CARE AND EARNED INCOME TAX CREDIT PROVISIONS										
1 Expand earned income tax credit										
a Adjustments for family size (3+):										
phase in 17%, 21%, 25%; phaseout 12%, 15%, 18%.....	--	-296	-2,878	-3,092	-3,315					-9,581
b Supplemental for children under 6 years old:										
phase in 6%; phaseout 4.25%.....	--	-119	-1,194	-1,274	-1,358					-3,945
2 Expand Title XX block grant for child care services (11).....	-120	-266	-362	-394	-400					-1,542
SUBTOTAL: NON-IDENTICAL ITEMS	5,242	6,744	2,492	-5,513	-2,985					5,950
SUBTOTAL: IDENTICAL ITEMS										
SUBTOTAL: NON-IDENTICAL ITEMS	1,263	663	831	839	687					4,393
GRAND TOTALS:	5,242	6,744	2,492	-5,513	-2,985					5,950
Joint Committee on Taxation										
GRAND TOTALS:	6,505	7,407	3,423	-4,674	-2,296					10,343

- * Rules expire 4 months after start of a firm's first tax year beginning after 8/1/87.
- (1) Estimate reflects net budget effects (including outlay effects as estimated by the Congressional Budget Office).
 - (2) For the purpose of this table, items previously estimated as less than \$5 million are assigned an arbitrary amount of \$3 million.
 - (3) Negligible loss.
 - (4) Total is not available for estimates represented by footnotes.
 - (5) Under the Senate Commerce, Science, and Transportation Committee amendment (Title III), the Secretary of Transportation is to collect a fee of \$3 per person on each departing international flight during FY 1990 (in addition to the existing \$3-per-person tax).
 - (6) Under the Senate Commerce, Science, and Transportation Committee amendment (Title III), the Secretary of Transportation is to collect a fee of \$3 per person for certain international departures of ship passengers (including passengers engaged in gambling on vessels offshore) during FY 1990.
 - (7) Under the Senate Environment and Public Works Committee amendment (Title IV), the EPA Administrator is to impose production, importation, and distribution fees on certain ozone-depleting chemicals.
 - (8) Negligible gain.
 - (9) Estimate assumes enactment of items M.1.b. and M.2.
 - (10) Estimate assumes enactment of item M.1.b.
 - (11) Outlay estimates provided by the Congressional Budget Office.